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EX-102

PTO/SB/31 (02-01)

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)

STT 0003 (2307)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Assistant Commissioner for Patents, Washington D.C. 20231" on 9/14/03

In re Application of

K. Krueger et al.

Application Number

09/849,768

Filed

09/10/2003

For

Stormwater Management System

Group Art Unit

3671

Examiner

A. Pechhold

Signature

Typed or printed

name Charles G. Nessler

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 320

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ 160

☒ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 14-0711. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.

See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☒ attorney or agent of record.

☐ attorney or agent acting under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a): _____

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160.00 op

C. Nessler
Signature

Charles G. Nessler

Typed or printed name

9/12/03
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

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BOX AF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. 09/849,768

Date: September 14, 2003

Date Filed: 5/4/2001

Examiner: A. Pechhold

Applicant: K. Krueger et al.

Group: 3671

Title: Stormwater Management System

Attorney No. STT-0003 (2307)

RECEIVED

SEP 23 2003

GROUP 3671

TRANSMITTAL LETTER FOR NOTICE OF APPEAL

Applicants enclose notice of appeal together with a check for \$160 in payment of the small entity fee. Please charge any fee deficiency, or credit any excess, to Deposit Account No. 14-0711.

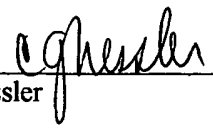
Respectfully submitted,
Kurt J. Kruger et al.

By


Their Attorney

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 14, 2003


C. G. Nessler